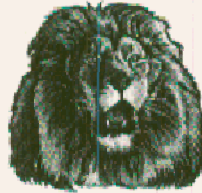


ADMINISTRATION

Jim Tankersley,
Superintendent
Kenny Turner, Principal
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LEARY INDEPENDENT SCHOOL DISTRICT

Phone: 903-838-8960 Fax: 903-838-6036

P.O. Box 519

Hooks, Texas 75561

www.esc8.net/leary

RECEIVED & INSPECTED

AUG 20 2003

FCC - MAILROOM

August 12, 2003

RE: Leary Indep School District
Billed Entity Number: 14067
Form 471 Application Number: 47101991403
Funding Year 2003
CC Docket No. 02-6

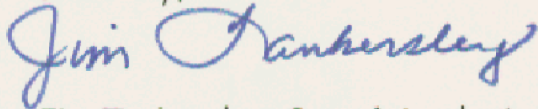
To Whom It May Concern:

This is a Request for Review of an appeal decision by SLD in regard to our 471 application for Internet service. We received a letter on Feb. 26, 2003 from SLD dated Feb. 11, 2003 (Attachment #1) informing us that our application had been denied. Block 1, Item 2 (Funding Year) on the 471 form was inadvertently left blank. (This information was also located in Block 5, line 19 of the 471 form.) That same day our E-rate contact mailed an appeal (Attachment #2) listing the missing information for Block 1, Item 2. We received a letter dated June 25, 2003 (Attachment #3) denying the appeal. The letter stated: "You made the necessary correction to the Form 471 and it was mailed with your letter of appeal to SLD on February 26, 2003, which is after the close of the Funding Year 2003 filing window. To be considered for funding, applications for Funding Year 2003 must be mailed by the close of the filing window on February 6, 2003. Consequently, the appeal is denied." It is impossible to have gotten the appeal and missing information to SLD by Feb. 6 since we did not receive the letter denying funding until Feb. 26. Our original form 471 was postmarked January 30, 2003 which is within the filing window for Funding Year 2003. The letter from SLD dated Feb. 11 states that we have 60 days to file an appeal, which would have given us until April 11, 2003 to make the appeal. I do not feel

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that this is a valid reason for denying the appeal. I am asking for further evaluation of this appeal.

Sincerely,



Jim Tankersley, Superintendent

E-rate Contact:

Kelly DeLaney

Leary ISD

P.O. Box 519

Hooks, TX 75561

903-838-8960

kdelaney@leary.esc8.net



Universal Service Administrative Company
Schools & Libraries Division

FUND YEAR 2003 FORM 471 REJECTION LETTER

February 11, 2003

KELLY DELANEY
LEARY INDEP SCHOOL DISTRICT
PO BOX 519
HOOKS, TX 75561

Re: Applicant's Form Identifier: 47101991403
Form 471 Application Number:

Dear KELLY DELANEY:

This letter is your notification that the entire FCC Form 471, Services Ordered and Certification Form, you submitted did not meet Minimum Processing Standards. Therefore we are returning your FCC Form 471 with this letter, which means that the Schools and Libraries Division (SLD) could not process it. The Form 471 Instructions list the Minimum Processing Standards. Here is an explanation of the specific reason(s) your Form 471 did not meet the Minimum Processing Standards:

- The Funding Year, Block 1, Item 2, of the FCC Form 471 submitted is blank.

TO APPEAL THIS DECISION:

If you wish to appeal the decision indicated in this letter, your appeal must be RECEIVED BY THE SCHOOLS AND LIBRARIES DIVISION (SLD) WITHIN 60 DAYS OF THE ABOVE DATE ON THIS LETTER. Failure to meet this requirement will result in automatic dismissal of your appeal. In your letter of appeal:

1. Include the ~~name, address, telephone number, fax number, and e-mail address~~ (if available) for the person who can most readily discuss this appeal with us.
2. ~~State outright that your letter is an appeal. Identify which MPS Rejection Letter you are appealing. Indicate the relevant funding year and the date of the MPS Rejection Letter. Your letter of appeal must also include the applicant name, the Form 471 Application Number, and the Billed Entity Number from the top of your letter.~~
3. When explaining your appeal, include the precise language or text from the MPS Rejection Letter that is at the heart of your appeal. By pointing us to the exact words that give rise to your appeal, the SLD will be able to more readily understand and respond appropriately to your appeal. Please keep your letter to the point, and provide documentation to support your appeal. Be sure to keep copies of your correspondence and documentation.

4. ~~Provide an authorized signature on your letter of appeal.~~

If you are submitting your appeal on paper, please send your appeal to: Letter of Appeal, Schools and Libraries Division, Box 125 - Correspondence Unit, 80 South Jefferson Road, Whippany, NJ 07981. Additional options for filing an appeal can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by calling the Client Service Bureau. We encourage the use of either the e-mail or fax filing options to expedite filing your appeal.

While we encourage you to resolve your appeal with the SLD first, you have the option of filing an appeal directly with the Federal Communications Commission (FCC). You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be RECEIVED BY THE FCC WITHIN 60 DAYS OF THE ABOVE DATE ON THIS LETTER. Failure to meet this requirement will result in automatic dismissal of your appeal. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by calling the Client Service Bureau. We strongly recommend that you use either the e-mail or fax filing options because of continued substantial delays in mail delivery to the FCC. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554.

Schools and Libraries Division
Universal Service Administrative Company

Enclosure:

(1) Form 471

ADMINISTRATION

Jim Tankersley, Superintendent

Kenny Turner, Principal

Carolyn Dale Hicks, Secretary



BOARD OF EDUCATION

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LEARY INDEPENDENT SCHOOL DISTRICT

Phone: 903-838-8960 Fax: 903-838-6036

P.O. Box 519
Hooks, Texas 75561
www.esc8.net/leary

February 26, 2003

Leary Indep School District
Billed Entity Number: 140647
Form 471 Application Number: 47101991403
Funding Year 2003

To Whom It May Concern:

This letter is an appeal in regard to the FUND YEAR 2003 FORM 471 REJECTION LETTER that we received today, February 26, 2003. The funding year, block 1, item 2 on our Form 471 was inadvertently left blank. It should be: July 1, 2003 through June 30, 2004. We ask that you please resubmit our Form 471 with this correction. If you have any questions, please contact our Technology Coordinator, Kelly DeLaney.

Thank you,

A handwritten signature in cursive script that reads "Jim Tankersley". The signature is written in dark ink.

Jim Tankersley, Superintendent

Contact Person:
Kelly DeLaney
P.O. Box 519
Hooks, TX 75561
903-838-8960
Fax 903-838-6036
kdelaney@leary.esc8.net



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal - Funding Year 2003-2004

June 25, 2003

Jim Tankersley
Leary Independent School District
P.O. Box 519
Hooks, TX 75561

Re:	Billed Entity Number:	140647
	Applicant's Form Identifier:	47101991403
	471 Application Number Assigned:	386045
	Funding Request Number(s):	1061357
	Your Correspondence Dated:	February 26, 2003

After thorough review and investigation of all relevant facts, the Schools and Libraries Division ("SLD") of the Universal Service Administrative Company ("USAC") has made its decision in regard to your appeal of SLD's Year 2003 Form 471 Rejection Letter for the Application Number indicated above. This letter explains the basis of SLD's decision. The date of this letter begins the 60-day time period for appealing this decision to the Federal Communications Commission ("FCC"). If your letter of appeal included more than one Application Number, please note that for each application for which an appeal is submitted, a separate letter is sent.

Funding Request Number: 1061357
Decision on Appeal: **Denied in full**
Explanation:

- In your letter of appeal, you state that you inadvertently left the funding year, Block 1, Item 2 on your Form 471 blank. You indicate it should be July 1, 2003 through June 30, 2004 and are requesting that SLD reconsider your Form 471 with this correction. You have included a copy of the corrected Form 471 with your letter of appeal.
- Upon review of this appeal, it has been determined and acknowledged on appeal that Block 1, item 2 of your Form 471 was left blank. You made the necessary correction to the Form 471 and it was mailed with your letter of appeal to the SLD on February 26, 2003, which is after the close of the Funding Year 2003 filing window. To be considered for funding, applications for Funding year 2003 must

be mailed by the close of the filing window on February 6, 2003. Consequently, the appeal is denied.

- The original submission of this funding request was missing data in Block 1, Item 2, which caused the form to be rejected for failing to meet the minimum processing standards for that form. Forms that do not meet the minimum processing standards are not considered for funding. Your appeal has not shown that the request was improperly denied. Consequently, this funding request will not be data entered and your appeal is denied.

If you believe there is a basis for further examination of your application, you may file an appeal with the Federal Communications Commission (FCC). You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be POSTMARKED within 60 days of the above date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by contacting the Client Service Bureau. We strongly recommend that you use either the e-mail or fax filing options.

We thank you for your continued support, patience, and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company